

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
Docket No.: DID1039USD1  
Anticipated Classification of this  
application:  
Class \_\_\_\_\_ Subclass \_\_\_\_\_  
**Prior Application: 09/920,999**  
Examiner: Patricia Bianco  
Group Art Unit: 3762

**DIVISIONAL APPLICATION UNDER**  
**37 C.F.R. § 1.53(b) TRANSMITTAL**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is a request for the filing under 37 C.F.R. § 1.53(b) of a  
☐ continuation, ☒ divisional, ☐ continuation-in-part of pending prior Application No.  
09/920,999, filed August 2, 2001 (claiming priority to Italian Patent Application No.  
MI2000A001852, filed August 8, 2000), entitled DEVICE FOR OXYGENATING  
BLOOD IN AN EXTRACORPOREAL CIRCUIT and naming as inventors Nicola Ghelli  
having an address of Via Matteotti, 233, 40018 S. Pietro in Casale (Prov. of Bologna)  
ITALY, Edgardo Costa Maianti having an address of Via Cellini, 17, 41037 Mirandola  
(MO) ITALY, and Ivo Panzani having an address of Via Tagliamento, 11, 41037  
Mirandola (MO) ITALY

1. ☒ Enclosed are 1 title page, 7 pages of specification, 3 pages of  
claims (5 claims), 1 page of abstract, and 7 pages of drawings.
2. ☒ Enclosed is a copy of the Declaration and Power of Attorney  
(4 pages).

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**Certificate of Express Mailing (37 C.F.R. § 1.10)**

I hereby certify that this paper or fee is being deposited with the United States Postal Service as "Express Mail Post Office  
to Addressee" Mailing Label No. EV 399044144 US and is addressed to: Mail Stop Patent Application, Commissioner for  
Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

Date: March 19, 2004

Signature: \_\_\_\_\_

Name: Jodi Jung

016834 U.S. PTO  
10/804929



17698 U.S. PTO

3. ☒ Incorporation by Reference. The entire disclosure of the prior Application No. 09/920,999, filed August 2, 2001, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference.
- 4a. ☒ The filing fee is calculated below.
- 4b. ☒ Cancel in this application original claims 2 and 5 of the prior application before calculating the filing fee.

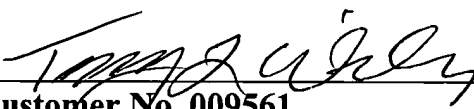
CLAIMS FOR FEE CALCULATION					
Number Filed		Number Extra		Rate	Basic Fee \$770.00
Total Claims	3-20	0	X	\$18.00	\$0
Independent Claims	3-3	2	X	\$86.00	\$0
Multiple Dependent Claims	0	0	X	\$290.00	\$0
Total					\$770.00

5. ☐ The Commissioner is hereby authorized to charge any fees in accordance with 37 C.F.R. § 1.16 and/or 37 C.F.R. § 1.17, or credit any overpayment to Deposit Account No. 16-2312. A duplicate copy of this sheet is enclosed.
6. ☒ A check in the amount of \$770.00 is enclosed to cover the required filing fees.
7. ☒ 7 sheets of formal drawings are enclosed.
8. ☒ The Assignment records in the Patent and Trademark Office indicate that the prior application is assigned to Dideco S.p.A., recorded at reel 012519, frame 0143 on January 18, 2002.

9. ☒ The Power of Attorney in the prior application is to: Thomas E. Popovich, Terry L. Wiles, Patrick J. O'Connell, Cecilia M. Jaisle, Miriam G. Simmons and others.
- a. ☐ The power appears in the original papers in the prior application.
- b. ☒ A copy of the power in the prior application is enclosed.
- c. ☒ Address all future communications to:  
**Customer No. 009561**  
Terry L. Wiles, Esq. (29,989)  
Popovich, Wiles & O'Connell, P.A.  
650 Third Avenue South, Suite 600  
Minneapolis, MN 55402
10. ☒ A Preliminary Amendment (6 pages) is enclosed.
11. ☒ An Information Disclosure Statement (2 pages), and two copies of Form PTO-1449 (1 page) are enclosed.

Respectfully submitted,

Dated: 3/12/04

By   
**Customer No. 009561**  
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